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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of : Date: July 11, 2008
Luiz Bacellar et al : Docket: OT-4967
Serial No. 10/527,974 : Group Art Unit: 2837
Filing Date: August 11, 2005 : Examiner: Salada, Anthony
Title: ELEVATOR WIRELESS COMMUNICATION INFRASTRUCTURE USING
PICONET MODULES

Mail Stop PETITION
Commissioner for Patents
PO Box 1450
Alexandria, VA 22313-1450

RENEWED PETITION UNDER 37 CFR 1.137(b)
AND
PETITION FOR EXTENSION OF TIME

S I R:

This is in response to the Decision mailed March 11, 2008. Applicants respectfully request favorable reconsideration of the Petition for Revival of an Application for Patent Abandoned Unintentionally under 37 CFR 1.137(b), filed February 11, 2008, in view of the following comments:

On February 11, 2008 Applicants submitted a Petition for Revival of an Application Abandoned Unintentionally under 37 CFR 1.137(b); an Issue Fee Transmittal Form; and a Credit Card Form authorizing a payment of \$3240.00.

Adjustment date: 07/11/2008 HMARZI2
02/12/2008 SSANDARI 00000014 10527974
03 FC:1506 -1400.00 OP

07/11/2008 HMARZI2 00000001 10527974

01 FC:1501 1440.00 OP

07/11/2008 HMARZI2 00000002 10527974

460.00 OP

01 FC:1252

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An Office Decision, mailed March 11, 2008, indicated that the payment submitted by Applicants was insufficient to cover the issue fee due. A copy of the Decision is submitted herewith.

Applicants respectfully submit herewith Credit Card Form (PTO-2038) authorizing the amount of USD\$40.00 to cover the portion of the insufficient fees due for the issue fee.

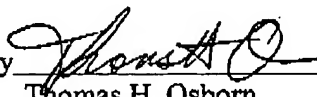
In addition, Applicants respectfully petition for a two-month extension of time, from May 11, 2008 to July 11, 2008, for filing this Renewed Petition with the Office. A second Credit Card Form (PTO-2038) authorizing the amount of USD\$460.00 to cover the two-month extension of time is also submitted herewith.

In view of the above comments, Applicants respectfully request a favorable reconsideration and earnestly solicit issuance of a patent in the present application.

The Examiner is invited to contact Applicants' Attorney at the below listed telephone number regarding this renewed petition or otherwise regarding the present application.

Respectfully submitted,

Luiz Bacellar et al.

By 
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Farmington, CT 06032

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MAR 11 2008

OFFICE OF PETITIONS

In re Application of
Luiz Bacellar *et al.*
Application No. 10/527,974
Filed: August 11, 2005
Attorney Docket No. OT-4967

ON PETITION

This is a decision on the petition under the unintentional provisions of 37 CFR 1.137(b), filed 11 February 2008, to revive the above-identified application.

The petition is **DISMISSED**.

Any request for reconsideration of this decision must be submitted within TWO (2) MONTHS from the mail date of this decision. Extensions of time under 37 CFR 1.136(a) are permitted. The reconsideration request should include a cover letter entitled "Renewed Petition under 37 CFR 1.137(b)." This is not a final agency action within the meaning of 5 U.S.C. § 704.

The application became abandoned for failure to timely pay the issue and publication fees on or before 27 December 2007, as required by the Notice of Allowance and Fee(s) Due, mailed on 27 September 2007, which set a statutory period for reply of three (3) months. Accordingly, the application became abandoned on 28 December 2007.

A grantable petition under 37 CFR 1.137(b) must be accompanied by: (1) the required reply, unless previously filed; (2) the petition fee as set forth in 37 CFR 1.17(m); (3) a statement that the entire delay in filing the required reply from the due date for the reply until the filing of a grantable petition pursuant to 37 CFR 1.137(b) was unintentional; and (4) any terminal disclaimer (and fee as set forth in 37 CFR 1.20(d)) required by 37 CFR 1.137(d). Where there is a question as to whether either the abandonment or the delay in filing a petition under 37 CFR 1.137 was unintentional, the Director may require additional information. See MPEP 711.03(c)(II)(C) and (D). The instant petition lacks item(s) (1).

The payment submitted by the petitioner is insufficient to cover the issue fee of \$1,440.00 and the publication fee of \$300.00.


Further correspondence with respect to this matter should be addressed as follows:

By Mail: Mail Stop PETITION
Commissioner for Patents
P. O. Box 1450
Alexandria, VA 22313-1450

By hand: U. S. Patent and Trademark Office
Customer Service Window, Mail Stop Petitions
Randolph Building
401 Dulany Street
Alexandria, VA 22314

The centralized facsimile number is (571) 273-8300.

Telephone inquiries concerning this decision should be directed to Allen C. Ho at (571) 272-6052.


David Busci
Petitions Examiner
Office of Petitions

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FACSIMILE COVER SHEET

OTIS ELEVATOR COMPANY
OTIS INTELLECTUAL PROPERTY DEPARTMENT
FARMINGTON, CONNECTICUT

OUR FAX NUMBER IS: (860) 998-3886

IF ALL PAGES ARE NOT RECEIVED, CALL THE FOLLOWING NUMBER IMMEDIATELY:
TELEPHONE: (860) 676-5761

ADDRESSEE: Mail Stop PETITION FAX: 571-273-8300

SENDER: Ana R. Rivera


TOTAL NUMBER OF PAGES INCLUDING LEAD SHEET: 7

DATE: July 11, 2008

RE: US Patent Application 10/527,974
ELEVATOR WIRELESS COMMUNICATION INFRASTRUCTURE
USING PICONET MODULES (Bacellar et al.)
Our File: OT-4967

I hereby certify that the following documents (attached) are being facsimile transmitted to the U.S. Patent and Trademark Office at (571) 273-8300 on July 11, 2008, for filing in the above-referenced application:

- Renewed Petition under 37 CFR 1.137(b) and Petition for Extension of Time (2 pages);
- Credit Card Form PTO-2038 authorizing a \$40 payment (1 page);
- Credit Card Form PTO-2038 authorizing a \$460 payment (1 page); and
- Copy of Office Decision mailed March 11, 2008 (2 pages).



Ana R. Rivera**-NOTICE-**

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